

JUL 29 2004

NOTICE OF APPEAL FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS

COPY

Application No. : 10/090,418 Confirmation No.: 8180
Applicant : David A. Edwards, Giovanni Caponetti, Jeffrey S. Hrkach, Noah Lotan,
Justin Hanes, Abdellaziz Ben-Jebria and Robert S. Langer
Filed : March 1, 2002
TC/A.U. : 1617
Examiner : Jennifer Kim

Docket No. : 2846.1001-028
Customer No. : 000038421

OFFICIAL

For: **AERODYNAMICALLY LIGHT PARTICLES FOR PULMONARY DRUG DELIVERY**

CERTIFICATE OF MAILING	
I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on	
<u>May 27, 2004</u> Date	<u>Judy Breen</u> Signature
<u>Judy Breen</u> Typed or printed name of person signing certificate	

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated January 28, 2004 of the Primary Examiner finally rejecting claims 1, 2, 4-11 and 19-21. The item(s) checked below are appropriate:

1. ☒ Applicant hereby petitions to extend the time for filing a Notice of Appeal in response to the Office Action Made Final dated January 28, 2004 for one month from April 28, 2004 to May 28, 2004.
2. ☐ A ☐ month extension of time to respond to the Office Action Made Final dated ☐ was filed on ☐ with payment of a \$☐ fee.
☐ Applicant hereby petitions for an additional ☐ month extension of time to respond to the Office Action Made Final.
3. ☐ A Request for Oral Hearing before the Board of Patent Appeals and Interferences is being filed concurrently herewith.

COPY

4. Fees are submitted for the following:			
<input checked="" type="checkbox"/>	Extension of Time for one month(s)	\$	110.00
<input type="checkbox"/>	Additional Extension of Time:		
	no.)	\$	
		\$	
	Balance of fee due	\$	0
<input checked="" type="checkbox"/>	Notice of Appeal	\$	330.00
<input type="checkbox"/>	Other	\$	
TOTAL			\$ 440.00

5. The method of payment for the total fees is as follows:


☒ A check in the amount of \$440.00 is enclosed.

☐ Please charge Deposit Account No. in the amount of \$[].

Please charge any deficiency or credit any overpayment in the fees that may be due in this matter to Deposit Account No. 502807. A copy of this document is enclosed for accounting purposes.

Respectfully submitted,

ELMORE CRAIG, P.C.

By 
 Carolyn S. Elmore
 Registration No.: 37,567
 Telephone: (978) 251-3509
 Facsimile: (978) 251-3973

Chelmsford, MA 01863

Date: May 28, 2004

27

COPY

Docket No.: 2846.1001-028 -

Date: May 27, 2004

This is to acknowledge receipt of the following documents each filed under Certificate of Mailing Procedure 37 C.F.R. 1.8:

- ☒ NOTICE OF APPEAL w/copy
 ☒ Pct. for Ext of Time included in Notice of Appeal form
 ___ Transmittal of Brief on Appeal w/copy
 Pct. for Ext of Time included in Transmittal of Brief on Appeal form
 ___ SUPPLEMENTAL APPEAL BRIEF (3 original) ☒ Check for 440.00
 ___ REQUEST FOR ORAL HEARING w/copy ___ Authorization to Charge Fees
 ___ REPLY BRIEF
☒ Amendment After Final Action
 ___ Other

Applicants: David A. Edwards, et al.

Application No.: 10/090,418

Filed: March 1, 2002

Title: AERODYNAMICALLY LIGHT PARTICLES FOR PULMONARY DRUG DELIVERY

Date received by the PTO:



Elmore Craig, P.C.
 209 Main Street
 No. Chelmsford, MA 01863

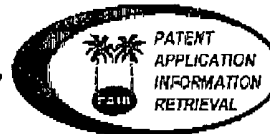




United States Patent and Trademark Office

[Home](#) | [Site Index](#) | [Search](#) | [Guides](#) | [Contacts](#) | [eBusiness](#) | [eBiz alerts](#) | [News](#) | [Help](#)

PATENT APPLICATION INFORMATION RETRIEVAL



Search results for application number: 10/090,418			
Application Number:	10/090,418	Customer Number:	-
Filing or 371(c) Date:	03-01-2002	Status:	Final Rejection Mailed
Application Type:	Utility	Status Date:	01-28-2004
Examiner Name:	KIM, JENNIFER M	Location:	ELECTRONIC
Group Art Unit:	1617	Location Date:	-
Confirmation Number:	8180	Earliest Publication No:	US 2002-0146373 A1
Attorney Docket Number:	2846.1001-028	Earliest Publication Date:	10-10-2002
Class/ Sub-Class:	424/045	Patent Number:	-
First Named Inventor:	David Edwards, Boston, MA (US)	Issue Date of Patent:	-
Title Of Invention:	Aerodynamically light particles for pulmonary drug delivery		

Search Options

Continuity Data
Published Documents

File History	
Date	Contents Description
01-28-2004	Mail Notification of Terminal Disclaimer - Not Accepted
01-28-2004	Mail Final Rejection (PTOL - 326)
01-26-2004	Final Rejection
01-14-2004	Case Docketed to Examiner in GAU
03-28-2003	Information Disclosure Statement (IDS) Filed
11-25-2003	Notification of Terminal Disclaimer - Not Accepted
11-21-2003	IFW Amended case processing Complete
11-21-2003	Date Forwarded to Examiner
10-30-2003	Response after Non-Final Action

Elmore Craig, P.C. • 209 Main Street, Chelmsford, MA 01863 • voice (978) 251-3509 / fax (978) 251-3973 • www.elmorecraig.com

CAROLYN ELMORE

ANNE CRAIG

DARLENE VANSTONE